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Response Due Date: 01/06/2006

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From: Jan Little-Washington, Reg. No. 41,181

Date: December 5, 2006   Time:

Operator: Yuko Tanaka   Matter: 015685.P068

Number of pages including cover sheet: 20

In Re Patent Application of: Paul Petrus

Application No.: 09/668,664   Confirmation No.: 2261

Filed: September 22, 2000   Art Unit: 2617

For: METHOD AND APPARATUS FOR DETERMINING AN OPERATING
CONDITION IN A COMMUNICATION SYSTEM

Enclosed are the following documents:

☒   Amendment Transmittal, in duplicate (4 pages)

☒   Response and Amendment (15 pages)

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I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office on:

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Attorney's Docket No.: __015685.P068__   Patent

In re the Application of: __Paul Petrus__   **AMENDMENT UNDER**
                          (inventor(s))   **37 C.F.R. § 1.116**

Application No.: __09/668,664__   **EXPEDITED PROCEDURE**

Filed: __September 22, 2000__   **EXAMINING GROUP __2600__**

For: __METHOD AND APPARATUS FOR DETERMINING AN OPERATING CONDITION IN__

       __A COMMUNICATION SYSTEM__
                          (title)

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P.O. Box 1450
Alexandria, Virginia 22313-1450

SIR: Transmitted herewith is a **Response and Amendment** for the above-referenced application.

_____ Applicant claims small entity status. See 37 CFR 1.27.

__X__ **No additional fee is required.**

_____ A Notice of Appeal is enclosed.

The fee has been calculated as shown below:

(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY		OTHER THAN A SMALL ENTITY	
Claims Remaining After Amd.		Highest No. Previously Paid For	Present Extra	Rate	Additional Fee	Rate	Additional Fee
Total Claims * 42	Minus	** 42	0	X25	$	X50	$ 0
Indep. Claims * 7	Minus	*** 7	0	X100	$	X200	$ 0
First Presentation of Multiple Dependent Claim(s)				+180	$	+360	$
				Total Add. Fee	$	Total Add. Fee	$ 0

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

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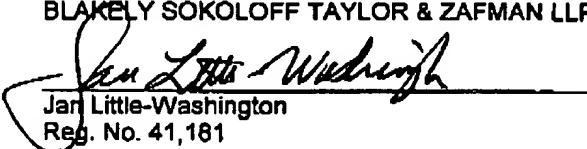(Signature of person transmitting paper)

- 1 -   (09/30/03)

☑ 003/020

_____ A check in the amount of $_____ is attached for presentation of additional claim(s).

_____ Applicant(s) hereby Petition(s) for an Extension of Time of _____ month(s) pursuant to 37 C.F.R. § 1.136(a).

_____ A check for $_____ is attached for processing fees under 37 C.F.R. § 1.17.

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   _X_ Any extension or petition fees under 37 C.F.R. § 1.17.

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

Date: 12/5/2006

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Attorney's Docket No.: __015685.P068__   <u>Patent</u>

In re the Application of: __Paul Petrus__

(inventor(s))

Application No.: __09/668,664__

Filed: __September 22, 2000__

For: __METHOD AND APPARATUS FOR DETERMINING AN OPERATING CONDITION IN__

__A COMMUNICATION SYSTEM__

(title)

**AMENDMENT UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE**

EXAMINING GROUP __2600__

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P.O. Box 1450
Alexandria, Virginia 22313-1450

SIR: Transmitted herewith is a **Response and Amendment** for the above-referenced application.

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The fee has been calculated as shown below:

	(Col. 1) Claims Remaining After Amd.		(Col. 2) Highest No. Previously Paid For	(Col. 3) Present Extra	SMALL ENTITY			OTHER THAN A SMALL ENTITY		
						Rate	Additional Fee		Rate	Additional Fee
Total Claims	* 42	Minus	** 42	0		X25	$		X50	$ 0
Indep. Claims	* 7	Minus	*** 7	0		X100	$		X200	$ 0
	First Presentation of Multiple Dependent Claim(s)					+180	$		+360	$
						Total Add. Fee	$		Total Add. Fee	$ 0

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

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(Typed or printed name of person transmitting paper)

__Y. Tunaka__
(Signature of person transmitting paper)

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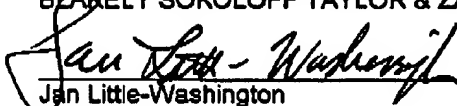A duplicate copy of this sheet is enclosed.

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   _X_ Any additional filing fees required under 37 C.F.R. § 1.16 for presentation of extra claims.
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(206) 292-8600

- 2 -   (09/30/03)

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015685.P068   *Patent*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)
	)
Paul Petrus	) Examiner: Smith, Sheila B.
	)
Serial No.: 09/668,664	) Art Unit: 2617
	)
Filed: September 22, 2000	)
	)
For: METHOD AND APPARATUS FOR	)
DETERMINING AN OPERATING	)
CONDITION IN A COMMUNICATION	)
SYSTEM	)

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RESPONSE AND AMENDMENT UNDER 37 C.F.R. §§1.116 AND 1.121

Madam:

In response to the Final Office Action mailed October 6, 2006, Applicant submits the following Response and Remarks. A Claim Listing begins on page 2 of this paper. Remarks begin on page 11 of this paper. Applicant respectfully requests that the Examiner reconsider the Application.

It is not believed that extensions of time are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. §1.136(a), and any fees required therefore are hereby authorized to be charged to Deposit Account No. 02-2666. Please credit any overpayment to the same deposit account.

Kindly consider the following Remarks.

015685.P068   1   Examiner: Smith, Sheila B.
Ser. No. 09/668,664   Art Unit: 2617